PTO/SB/21 (08-00) ise type a plus sign (+) inside this box -> + Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE r the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Applicati n Number 10/014,716 TRANSMITTAL Filing Date December 14, 2001 FORM Foder, Stephen P.A First Named Inv ntor (to be used for all correspondence after initial filing) Group Art Unit 1627 **Examiner Name** Ponnaluri, P. Total Number of Pages in This Submission Attorney Docket Number 018547-048200US ENCLOSURES (check all that apply) Assignment Papers After Allowance Communication to Fee Transmittal Form (for an Application) Appeal Communication to Board of Fee Attached Drawing(s) Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Response (Appeal Notice, Brief, Reply Brief) Petition Routing Slip (PTO/SB/69) After Final Proprietary Information and Accompanying Petition Petition to Convert to a Affidavits/declaration(s) ☐ Status Letter **Provisional Application** Power of Attorney, Revocation Other Enclosure(s) Extension of Time Request Change of Correspondence Address (please identify below): Terminal Disclaimer Copy of Communication under 37 CFR Express Abandonment Request §1.821(e) Request for Refund Return Postcar Information Disclosure Statement CD, Number of CD(s) The Commissioner is authorized to charge any additional fees to Certified Copy of Priority Deposit Account 20-1430. Remarks Document(s) COPY OF PAPERS Response to Missing Parts/ **ORIGINALLY FILED** Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Townsend and Townsend and Crew LLP Firm and Hugh Wang Reg. No. 47,163 Individual name Signature Date July 9, 2002 CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, Q.C. 20231 on this date July 9, 2002 Typed or printed name Kathy Johnston

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PA 3234621 v1

Signature

July 9, 2002



Attorney Docket No.: 18547-048200US Client Reference No.: 1000.3A-Con



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Fodor et al.

Application No.: 10/014,716

Filed: December 14, 2001

For: APPARATUS COMPRISING

POLYMERS

Examiner:

Ponnaluri, P.

Art Unit:

Response to Office Communication

1627

COPY OF PAPERS ORIGINALLY FILED

**Assistant Commissioner for Patents** Washington, D.C. 20231

Sir:

This is in response to the Office Communication mailed June 25, 2002 in the above-referenced patent application. The Office Communication stated that the specification as filed does not comply with the requirements for sequence listings under 37 CFR 1.821-1.825. The Office Communication specifically made reference to page 54 of the specification as evidence of the lack of compliance. The Office Communication further requested that Applicants provide a sequence listing in CRF and paper format.

In response, Applicants note that the subject application was filed with a copy of the original specification as filed in the parent application, as well as a substitute specification. The substitute specification has incorporated all amendments made during prosecution of the parent application, including insertion of sequence identifiers (e.g., at page 54) in the specification. Thus, the instant Office Communication was apparently mailed in reference to the original specification as filed in the parent application, but not the substitute specification.

To avoid further confusions, Applicants respectfully request that the substitute specification, not the original specification as filed in the parent application, be reviewed and examined during prosecution of the subject application.

. . . . . .

Fodor et al.

Application No.: 10/014,716

Page 2

In addition, at the time the subject application was filed, Applicants also submitted a paper copy of a sequence listing and as well as a Communication under 37 CFR

1.82(e). The Communication requested that the computer-readable form of sequence listing filed in the parent application be used in the subject application. For the Examiner's reference, a copy of the previously submitted Communication is enclosed herewith.

In view of the above clarifications, Applicants note that the subject application has fully complied with the requirements under 37 CFR 1.821-1.1825. Accordingly, Applicants request that the instant Office Communication be vacated.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,

Hugh Wang Reg. No. 47,163

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, 8<sup>th</sup> Floor San Francisco, California 94111-3834

Tel: (650) 326-2400 Fax: (415) 576-0300

PA 3234328 v1